

CONSIDERED: /J.R./

CERTIFICATE OF EFS FILING UNDER 37 CFR §1.8

I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office, Commissioner for Patents, via the EFS pursuant to 37 CFR §1.8 on the below date:

Date: February 25, 2010 Name: /Michael E. Hussey/
Michael E. Hussey (Reg. No. 63,265)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Paul Benjamin Buckwalter

Appln. No.: 10/578,766

Filed: May 4, 2007

For: ISOCHRONOUS AUDIO
NETWORK SOFTWARE
INTERFACE

Attorney Docket No: 11336/1043
(P03085USP)

Examiner: Jason D. Recek

Art Unit: 2442

Confirmation No.: 6154

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

MAIL STOP RCE
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

In accordance with the duty of disclosure under 37 CFR §1.56 and §§1.97-1.98, and more particularly in accordance with 37 CFR §1.97(d), Applicant hereby cites the following reference(s):

Applicant is enclosing Form PTO-1449 (one sheet), along with a copy of each listed reference for which a copy is required under 37 CFR §1.98(a)(2). As each of the listed references is in English, no further commentary is believed to be necessary, 37 C.F.R. §1.98(a)(3). Applicant respectfully requests the Examiner's consideration of the above reference(s) and entry thereof into the record of this application.

Commonly Owned Application

To fully comply with 37 C.F.R. §1.56, Applicants and Applicants' attorney hereby disclose the existence of the following related and commonly owned co-pending patent

application to which the present application claims priority: U.S. Patent Application No. 10/704,164, (U.S. Patent Publication No. 2005/0100023 A1).

Applicant respectfully requests the Examiner to review the claims and the prosecution history, including any Office Actions issued by the U.S. Patent and Trademark Office, for U.S. Patent Application No. 10/704,164, since the specifications and possibly the claims may include common or significantly related subject matter. In particular, the Examiner is respectfully requested to carefully review the identified prosecution history of the following presently cited application:

U.S. Patent Application Serial No. 10/704,164 – Office Action mailed August 22, 2007, Response filed December 14, 2007; Office Action mailed April 3, 2008; Notice of Abandonment mailed October 15, 2008.

By submitting this Statement, Applicant is attempting to fully comply with the duty of candor and good faith mandated by 37 CFR §1.56. As such, this Statement is not intended to constitute an admission that any of the enclosed references, or other information referred to therein, constitutes “prior art” or is otherwise “material to patentability,” as that phrase is defined in 37 CFR §1.56(a).

The Applicant or Applicants have calculated no fee to be due in connection with the filing of this Information Disclosure Statement. However, the Director is authorized to charge any fee deficiency associated with the filing of this Information Disclosure Statement to a deposit account, as authorized in the Transmittal accompanying this Information Disclosure Statement.

Respectfully submitted,

02/25/2010
Date

/Michael E. Hussey/
Michael E. Hussey
(Reg. No. 63,265)

CONSIDERED: /J.R./

BRINKS
HOFER
GILSON
& LIONE